

# **INDIANA BOARD OF PHARMACY**

**Indiana Professional Licensing Agency**  
Indiana Government Center South, Room W064  
402 W. Washington St.  
Indianapolis, IN 46204

## **MINUTES OF the February 10, 2014 Board Meeting**

### **I. CALL TO ORDER & ESTABLISHMENT OF QUORUM**

President and Presiding Officer Steve Anderson called the meeting to order at 8:33 a.m. in Room W064 of the Indiana Government Center-South, 402 West Washington Street, Indianapolis, Indiana 46204, and declared a quorum with 5 members present, in accordance with IC § 25-26-13-3.

#### **Board Members Present:**

Steven Anderson, R.Ph., President  
William J. Cover, R.Ph., Vice President  
Winnie Landis, R.Ph., Member  
Donna S. Wall, PharmD., R.Ph., Member  
Del T. Fanning, R.Ph., Member  
Sara St. Angelo, PharmD, R.Ph

**Present At:** 8:33 AM

#### **Board Members Not In Attendance:**

#### **State Officials Present:**

Greg Pachmayr, Director, Indiana Professional Licensing Agency  
Amy Hall, Assistant Board Director, Indiana Professional Licensing Agency  
Deborah Frye, Compliance Director, Indiana Professional Licensing Agency  
Jessi Rager, Litigation Specialist, Indiana Professional Licensing Agency  
Zaneta Nunnally, Compliance Officer, Indiana Professional Licensing Agency  
Amy Phillips, Compliance Officer, Indiana Professional Licensing Agency  
Tim Thomas, Compliance Officer, Indiana Professional Licensing Agency  
Lorena Sipe, Compliance Officer, Indiana Professional Licensing Agency  
Michael Shannon, Compliance Officer, Indiana Professional Licensing Agency  
Ashley Crawford, Compliance Officer, Indiana Professional Licensing Agency  
Gordon White, Board Advisory Counsel, Office of the Attorney General  
Darren R. Covington, Deputy Attorney General - Office of the Attorney General  
Tim Weber, Attorney for the State- Office of the Attorney General  
Amanda Elizondo, Deputy Attorney General- Office of the Attorney General

### **II. ADOPTION OF THE AGENDA**

A motion was made by Member Wall and seconded by Member St. Angelo to adopt the agenda.

**MOTION CARRIED: 5-0-0.**

### **III. ADOPTION OF THE MINUTES FROM PREVIOUS MEETING**

A motion was made by Member Cover and seconded by Member St. Angelo to approve the minutes from the previous meeting. **Motion Carried: 4-0-0**

### **IV. FULL BOARD APPEARANCES**

1. LSA #13-449 Intern Immunization Rule Hearing  
The Board held the public hearing and voted 6-0-0 to adopt LSA #13-449
2. Controlled Substance Discussion  
The Board discussed the MLB prescribing emergency rule from representatives from CVS, Walgreens, Meijer, and Kroger. The Board will work on a statement regarding the issues raised.

### **V. STANDING COMMITTEE MEETINGS**

#### **A. Administration and Licensing Committee (Room W064)**

The Administration and Licensing Committee met at 10:41 a.m. in Room W064 of the Indiana Government Center-South, 402 West Washington Street, Indianapolis, Indiana 46204.

#### ***Board Members Present:***

Donna Wall  
Sara St. Angelo  
Steve Anderson

#### ***Staff Officials Present:***

Amy Hall  
Greg Pachmayr  
Jessi Rager

#### ***Personal Appearances – Individuals***

Name: Tierra Crawford  
Application Type: Pharmacy Technician Application  
Reason for personal appearance: Positive Response  
Notes: Respondent failed to show  
Committee recommendation to full Board: Reschedule one time  
After a discussion with the full Board, a motion was made by Member Wall and seconded by Member Cover to **accept the committee's recommendation**, the motion carried 6-0-0.

Name: Lakisha Bush  
Application Type: Pharmacy Technician Application  
Reason for personal appearance: Positive Response  
Notes: Was caught driving on a suspended license due to not having insurance. Driver's license was suspended until November of 2014. All of her fees have been paid.  
Committee recommendation to full Board: Issue her license on probation until she has a free and clear driver's license.  
After a discussion with the full Board, a motion was made by Member Wall and seconded by Member Cover to **accept the committee's recommendation**, the motion carried 6-0-0.

Name: Mikka Wiseman

Application Type: Pharmacy Technician Application  
Reason for personal appearance: Positive Response  
Notes: Received a citation for underage drinking in May of 2013. Completed all terms and conditions, and her criminal probation was completed on December 3, 2013. She does not currently drink.  
Committee recommendation to full Board: Issue her license free and clear.  
After a discussion with the full Board, a motion was made by Member Wall and seconded by Member Cover to **accept the committee's recommendation**, the motion carried 6-0-0.

Name: Nicole Toler  
Application Type: Pharmacy Technician Application  
Reason for personal appearance: Positive Response  
Notes: Failed to appear  
Committee recommendation to full Board: Reschedule her one time.  
After a discussion with the full Board, a motion was made by Member Wall and seconded by Member Cover to **accept the committee's recommendation**, the motion carried 6-0-0.

Name: Nancy Fleming  
Application Type: Pharmacy Technician Application  
Reason for personal appearance: Positive Response  
Notes: Got arrested for a DUI in April 2012. Was placed on 6 months probation. Had to do community service, pay \$1000 in fees, and take classes. Did not have to go through counseling. Completed her probation in December 2010. It was her first arrest, and she has not been arrested since.  
Committee recommendation to full Board: Issue her license free and clear.  
After a discussion with the full Board, a motion was made by Member Wall and seconded by Member Cover to **accept the committee's recommendation**, the motion carried 6-0-0.

Name: Natasha Berryhill  
Application Type: Pharmacy Technician Application  
Reason for personal appearance: Positive Response  
Notes: Was arrested in January of 1999 for possession of marijuana. Was placed on six months probation and had to do community service. She has not been arrested since this incident occurred.  
Committee recommendation to full Board: Issue her license free and clear  
After a discussion with the full Board, a motion was made by Member Wall and seconded by Member Cover to **accept the committee's recommendation**, the motion carried 6-0-0.

Name: Heather Munsey  
Application Type: Pharmacy Technician Application  
Reason for personal appearance: Positive Response  
Notes: Respondent failed to appear  
Committee recommendation to full Board: Reschedule one time  
After a discussion with the full Board, a motion was made by Member Wall and seconded by Member Cover to **accept the committee's recommendation**, the motion carried 6-0-0.

Name: Matthew Gordon Christner  
Application Type: Pharmacy Technician Application  
Reason for personal appearance: Positive Response  
Notes: Was arrested in 2002 and 2007 for DUI's. Has been sober for 4 years. Currently in a 12 step program. Has been employed with Walgreens for 7 months. Not currently on probation.  
Committee recommendation to full Board: Issue license free and clear.  
After a discussion with the full Board, a motion was made by Member Wall and seconded by Member Cover to **accept the committee's recommendation**, the motion carried 6-0-0.

Name: Kelsey Malone  
Application Type: Pharmacy Technician Application  
Reason for personal appearance: Positive Response  
Notes: Failed to appear for the second time.

Committee recommendation to full Board: Deny the application  
After a discussion with the full Board, a motion was made by Member Wall and seconded by Member Cover to **accept the committee's recommendation**, the motion carried 6-0-0.

Name: Macy Wetzel  
Application Type: Pharmacy Technician Application  
Reason for personal appearance: Positive Response  
Notes: Failed to appear for the second time.  
Committee recommendation to full Board: Deny the application  
After a discussion with the full Board, a motion was made by Member Wall and seconded by Member Cover to **accept the committee's recommendation**, the motion carried 6-0-0.

Name: Megan S. Cady  
Application Type: Pharmacy Technician Application  
Reason for personal appearance: Positive Response  
Notes: Was arrested for possession of marijuana in 2007 in Alabama. Was placed on six months probation. Paid all fees and completed the probation. Was also arrested at 16 when she stole money out of the drawer where she worked. Currently teaches early childhood development.  
Committee recommendation to full Board: Issue license free and clear  
After a discussion with the full Board, a motion was made by Member Wall and seconded by Member Cover to **accept the committee's recommendation**, the motion carried 6-0-0.

Name: Shelbie Hashem  
Application Type: Pharmacy Technician Application  
Reason for personal appearance: Positive Response  
Notes: Failed to appear.  
Committee recommendation to full Board: Reschedule one time  
After a discussion with the full Board, a motion was made by Member Wall and seconded by Member Cover to **accept the committee's recommendation**, the motion carried 6-0-0.

Name: Noah Sharp  
Application Type: Pharmacist by Reciprocity  
Reason for personal appearance: Positive Response  
Notes: Ohio Pharmacist license was suspended in 2009 for 2 years due to drug diversion. His license was reinstated on probation in January 2012, and he began working full time for Meijer on April 30, 2012. Has been clean and sober for 5 years. Currently has a five year contract with the Ohio equivalent of PRN that will end in 2017.  
A motion was made by Member Wall and seconded by President Anderson to issue him a probationary license that mirrors his Ohio probationary order. If he does move to Indiana, he will need to sign a contract with PRN. He must have a free and clear Ohio license before he can petition to withdraw the probation on his Indiana license, the motion carried 6-0-0.

## ***Applications***

### ***Individual Applications***

Name: American Printing Indiana  
Application Type: Prescription Pad Provider Application  
Reason for Application Review: 3<sup>rd</sup> Attempt  
Committee recommendation to full Board: Personal Appearance  
After a discussion with the full Board, a motion was made by Member St. Angelo and seconded by Member Cover to **accept the committee's recommendation**, the motion carried 6-0-0.

Name: Laura Tanglertpaibul  
Application Type: Pharmacist Renewal  
Reason for Application Review: Expired Since 2006  
Committee recommendation to full Board: Have her apply to come in by reciprocity

After a discussion with the full Board, a motion was made by Member Fanning and seconded by Member St. Angelo to **accept the committee's recommendation**, the motion carried 6-0-0.

Name: Angela Parnell

Application Type: Pharmacy Technician

Reason for Application Review: Positive Response

Committee recommendation to full Board: Approve

After a discussion with the full Board, a motion was made by Member St. Angelo and seconded by Member Wall to **accept the committee's recommendation**, the motion carried 6-0-0.

Name: Denise Pittman

Application Type: Pharmacy Technician

Reason for Application Review: Positive Response

Committee recommendation to full Board: Personal Appearance

After a discussion with the full Board, a motion was made by Member St. Angelo and seconded by Member Wall to **accept the committee's recommendation**, the motion carried 6-0-0.

Name: Michelle Sheltey

Application Type: Pharmacy Technician

Reason for Application Review: Positive Response

Committee recommendation to full Board: Personal Appearance

After a discussion with the full Board, a motion was made by Member St. Angelo and seconded by Member Wall to **accept the committee's recommendation**, the motion carried 6-0-0.

Name: John J. Griffin

Application Type: Request for Waiver of Extension for Completing CE Requirements

Reason for Application Review:

Committee recommendation to full Board: Approve

After a discussion with the full Board, a motion was made by Member St. Angelo and seconded by Member Wall to **accept the committee's recommendation**, the motion carried 6-0-0.

Name: Ibbie Lee

Application Type: Pharmacy Technician

Reason for Application Review: Positive Response

Committee recommendation to full Board: Personal Appearance

After a discussion with the full Board, a motion was made by Member St. Angelo and seconded by Member Fanning to **accept the committee's recommendation**, the motion carried 6-0-0.

Name: Larry Allison

Application Type: Pharmacy Technician

Reason for Application Review: Positive Response

Committee recommendation to full Board: Approve

After a discussion with the full Board, a motion was made by Member St. Angelo and seconded by Member Wall to **accept the committee's recommendation**, the motion carried 6-0-0.

### ***Continuing Education Applications***

Applicant name: Elyane Ansara

CE title: ACC/AHA Guideline Update

Number of CE hours: 0.5

Committee recommendation to full Board: Approve

After a discussion with the full Board, a motion was made by Member Wall and seconded by Member Cover to **accept the committee's recommendation**, the motion carried **6-0-0**.

Applicant name: Don Newman  
CE title: Season Allergies  
Number of CE hours: 1.0  
Committee recommendation to full Board: Approve  
After a discussion with the full Board, a motion was made by Member Wall and seconded by Member Cover to **accept the committee's recommendation**, the motion carried **6-0-0**.

Applicant name: Don Newman  
CE title: Health Care Today and In the Future  
Number of CE hours: 1.0  
Committee recommendation to full Board: Approve  
After a discussion with the full Board, a motion was made by Member Wall and seconded by Member Cover to **accept the committee's recommendation**, the motion carried **6-0-0**.

Applicant name: Sandi Lemon  
CE title: Side Effects of Common Chemotherapy  
Number of CE hours: 1.0  
Committee recommendation to full Board: Approve  
After a discussion with the full Board, a motion was made by Member Wall and seconded by Member Cover to **accept the committee's recommendation**, the motion carried **6-0-0**.

Applicant name: Danielle Ruddick  
CE title: Extracorporeal Membrane Oxygenation (ECMO)  
Number of CE hours: 1.0  
Committee recommendation to full Board: Approve  
After a discussion with the full Board, a motion was made by Member Wall and seconded by Member Cover to **accept the committee's recommendation**, the motion carried **6-0-0**.

Applicant name: G. Scott Girt  
CE title: Catheter Related Bloodstream Infections  
Number of CE hours: 0.5  
Committee recommendation to full Board: Approve  
After a discussion with the full Board, a motion was made by Member Wall and seconded by Member Cover to **accept the committee's recommendation**, the motion carried **6-0-0**.

Applicant name: Kassie Koopman  
CE title: Necrotizing Pneumonia: A Patient Case  
Number of CE hours: 0.5  
Committee recommendation to full Board: Approve  
After a discussion with the full Board, a motion was made by Member Wall and seconded by Member Cover to **accept the committee's recommendation**, the motion carried **6-0-0**.

Applicant name: Don Newman  
CE title: Eating Disorders  
Number of CE hours: 1.0  
Committee recommendation to full Board: Approve  
After a discussion with the full Board, a motion was made by Member Wall and seconded by Member Cover to **accept the committee's recommendation**, the motion carried **6-0-0**.

### ***Controlled Substance Registration Applications***

Entity name: Indiana University School of Medicine  
Applicant: Troy Markel  
Notes: Schedule 2  
Committee recommendation to full Board: Approve

After a discussion with the full Board, a motion was made by President Anderson and seconded by Member Wall to accept the committee's recommendation, the motion carried **6-0-0**.

Entity name: Indiana University School of Medicine

Applicant: David Wilkes, MD

Notes: Schedule 3

Committee recommendation to full Board: Approve

After a discussion with the full Board, a motion was made by President Anderson and seconded by Member Wall to accept the committee's recommendation, the motion carried **6-0-0**

Entity name: Purdue University

Applicant: Rodolfo Pinal

Notes: Schedule 2

Committee recommendation to full Board: Approve

After a discussion with the full Board, a motion was made by President Anderson and seconded by Member Wall to accept the committee's recommendation, the motion carried **6-0-0**

Entity name: Indiana University School of Medicine

Applicant: Dr. Pen-Sheng Chen

Notes: Change of Address

Committee recommendation to full Board: Approve

After a discussion with the full Board, a motion was made by President Anderson and seconded by Member Wall to accept the committee's recommendation, the motion carried **6-0-0**

Entity name: Glick Eye Institute, Indiana University School of Medicine

Applicant: Dr. Yang Sun

Notes: Schedule 3 Only

Committee recommendation to full Board: Approve

After a discussion with the full Board, a motion was made by President Anderson and seconded by Member Wall to accept the committee's recommendation, the motion carried **6-0-0**

Entity name: Purdue University (195)

Applicant: Elizabeth Flaherty

Committee recommendation to full Board: Approve

After a discussion with the full Board, a motion was made by President Anderson and seconded by Member Wall to accept the committee's recommendation, the motion carried **6-0-0**

Entity name: Porter Hospital

Applicant: Elton Vander Tuin

Committee recommendation to full Board: Approve

After a discussion with the full Board, a motion was made by President Anderson and seconded by Member Wall to accept the committee's recommendation, the motion carried **6-0-0**

Entity name: Purdue University (8000)

Applicant: Elizabeth Flaherty

Committee recommendation to full Board: Approve

After a discussion with the full Board, a motion was made by President Anderson and seconded by Member Wall to accept the committee's recommendation, the motion carried **6-0-0**

Entity name: Life Science Logistics

Notes: Schedule Change

Committee recommendation to full Board: Approve

After a discussion with the full Board, a motion was made by President Anderson and seconded by Member Wall to accept the committee's recommendation, the motion carried **6-0-0**

### **B. Compliance Committee (Conference Room 1)**

The Compliance Committee met at 10:30 a.m. in Conference Room 1 of the Indiana Government Center-South, 402 West Washington Street, Indianapolis, Indiana 46204.

#### ***Board Members Present:***

Bill Cover  
Dell Fanning  
Winnie Landis

#### ***Staff Officials Present:***

Deborah Frye  
Tim Thomas  
Zaneta Nunnally  
Amy Phillips  
Lorena Sipe  
Michael Shannon  
Ashley Crawford

#### ***Facility Appearances:***

Entity Name: Target Pharmacy  
Representative: Matt Kramer  
Reason for appearing: PDX Computer System  
Notes: Implementation of PDX-EPS Dispensing System  
Committee recommendation to full Board: Approval  
After a discussion with the full Board, a motion was made by Member Cover and seconded by Member Fanning to **approve**, the motion carried **6-0-0**.

Entity Name: Wellfount  
Representative: Kelly Wells  
Reason for appearing: Remote Location Application  
Committee recommendation to full Board: Approval pending inspection  
After a discussion with the full Board, a motion was made by Member Cover and seconded by Member Fanning to **approve**, the motion carried **6-0-0**.

Entity Name: Miss Print  
Representative: Did not appear, rescheduled for March Board Meeting  
Reason for appearing: Security Feature Prescription Pad Provider – 4 attempts  
Committee recommendation to full Board: Reschedule for March 10<sup>th</sup> Meeting  
After a discussion with the full Board, a motion was made by Member Fanning and seconded by Member St. Angelo to approve, the motion carried **6-0-0**.

#### ***Application Review***

Name: Pharmazy  
Application Type: Non-Resident Pharmacy Application  
Committee recommendation to full Board: Approve  
After a discussion with the full Board, a motion was made by Member Landis and seconded by Member Fanning to **accept the committee's recommendation**, the motion carried **6-0-0**.

Name: Sunflower Discount Pharmacy  
Application Type: Non-Resident Pharmacy Application  
Reason for Application Review:  
Committee recommendation to full Board: Approve

After a discussion with the full Board, a motion was made by Member Landis and seconded by Member Fanning to **accept the committee's recommendation**, the motion carried **6-0-0**.

Name: Rx of Boca, LLC

Application Type: Non-Resident Pharmacy Application

Committee recommendation to full Board: Approve

After a discussion with the full Board, a motion was made by Member Landis and seconded by Member Fanning to **accept the committee's recommendation**, the motion carried **6-0-0**.

Name: MLH-Rx, LLC dba Eldon Drug Company

Application Type: Non-Resident Pharmacy Application

Reason for Application Review: Change of Ownership

Committee recommendation to full Board: Approve

After a discussion with the full Board, a motion was made by Member Landis and seconded by Member Fanning to **accept the committee's recommendation**, the motion carried **6-0-0**

Name: KV Supply, LLC

Application Type: Non-Resident Pharmacy Application

Reason for Application Review: Change of Ownership

Committee recommendation to full Board: Need more information

After a discussion with the full Board, a motion was made by Member Fanning and seconded by Member Landis to **accept the committee's recommendation**, the motion carried **6-0-0**.

Name: North Beaches Pharmacy

Application Type: Non-Resident Pharmacy Application

Committee recommendation to full Board: Need more information

After a discussion with the full Board, a motion was made by Member Fanning and seconded by Member Landis to **accept the committee's recommendation**, the motion carried **6-0-0**.

Name: McDaniel Pharmacy

Application Type: Non-Resident Pharmacy Application

Committee recommendation to full Board: Approve

After a discussion with the full Board, a motion was made by Member Fanning and seconded by Member Landis to **accept the committee's recommendation**, the motion carried **6-0-0**.

Name: Independence Holding Company, LLC dba Complete Care Pharmacy

Application Type: Non-Resident Pharmacy Application

Committee recommendation to full Board: Approve

After a discussion with the full Board, a motion was made by Member Fanning and seconded by Member Landis to **accept the committee's recommendation**, the motion carried **6-0-0**.

Name: Innovo Specialty Compounding Solutions

Application Type: Non-Resident Pharmacy Application

Committee recommendation to full Board: Approve

After a discussion with the full Board, a motion was made by Member Fanning and seconded by Member Landis to **accept the committee's recommendation**, the motion carried **6-0-0**.

Name: Leiter's Compounding

Application Type: Non-Resident Pharmacy Application

Committee recommendation to full Board: Approve

After a discussion with the full Board, a motion was made by Member Fanning and seconded by Member Landis to **accept the committee's recommendation**, the motion carried **6-0-0**.

Name: EZ Scripts

Application Type: Non-Resident Pharmacy Application

Reason for Application Review: Positive Response

Committee recommendation to full Board:

After a discussion with the full Board, a motion was made by Member Fanning and seconded by Member Landis to **accept the committee's recommendation**, the motion carried **6-0-0**.

Name: Cornerstone Compounding

Application Type: Non-Resident Pharmacy Application

Committee recommendation to full Board: Approve

After a discussion with the full Board, a motion was made by Member Cover and seconded by Member Wall to **accept the committee's recommendation**, the motion carried **6-0-0**.

Name: Northwestern Memorial Hospital Onsite Institutional

Application Type: Non-Resident Pharmacy Application

Committee recommendation to full Board: Approve

After a discussion with the full Board, a motion was made by Member Cover and seconded by Member Wall to **accept the committee's recommendation**, the motion carried **6-0-0**.

Name: Medi-Physics, Inc. dba GE Healthcare

Application Type: Non-Resident Pharmacy Application

Committee recommendation to full Board: Approve

After a discussion with the full Board, a motion was made by Member Cover and seconded by Member Wall to **accept the committee's recommendation**, the motion carried **6-0-0**.

Name: Care One Pharmacy Services, LLC dba Care One Pharmacy

Application Type: Non-Resident Pharmacy Application

Committee recommendation to full Board: Approve

After a discussion with the full Board, a motion was made by Member Cover and seconded by Member Wall to **accept the committee's recommendation**, the motion carried **6-0-0**.

Name: Precise Compounding Pharmacy, Inc.

Application Type: Non-Resident Pharmacy Application

Committee recommendation to full Board: Approve

After a discussion with the full Board, a motion was made by Member Cover and seconded by Member Wall to **accept the committee's recommendation**, the motion carried **6-0-0**.

Name: McCally Snyder Pharmacy dba The Snyder Center of Pain Pharmacolgy

Application Type: Non-Resident Pharmacy Application

Committee recommendation to full Board: Approve

After a discussion with the full Board, a motion was made by Member Cover and seconded by Member Wall to **accept the committee's recommendation**, the motion carried **6-0-0**.

Name: Core Direct Rx, LLC

Application Type: Non-Resident Pharmacy Application

Committee recommendation to full Board: Approve

After a discussion with the full Board, a motion was made by Member Cover and seconded by Member Wall to **accept the committee's recommendation**, the motion carried **6-0-0**.

Name: Alpha Direct Compounding Inc, LLC

Application Type: Non-Resident Pharmacy Application

Committee recommendation to full Board: Approve

After a discussion with the full Board, a motion was made by Member Cover and seconded by Member Wall to **accept the committee's recommendation**, the motion carried **6-0-0**.

Name: Sina Drug LLC dba ONcoMed

Application Type: Non-Resident Pharmacy Application

Reason for Application Review: Change of Ownership

Committee recommendation to full Board: Approve

After a discussion with the full Board, a motion was made by Member Cover and seconded by Member Wall to **accept the committee's recommendation**, the motion carried **6-0-0**.

Name: Valley View Drugs

Application Type: Non-Resident Pharmacy Application

Committee recommendation to full Board: Approve

After a discussion with the full Board, a motion was made by Member Cover and seconded by Member Wall to **accept the committee's recommendation**, the motion carried **6-0-0**.

Name: Specialty Compounding

Application Type: Non-Resident Pharmacy Application

Committee recommendation to full Board: Approve

After a discussion with the full Board, a motion was made by Member Cover and seconded by Member Wall to **accept the committee's recommendation**, the motion carried **6-0-0**.

**Discussion:** Fayette Regional Hospital request for access to a limited formulary of pre-labeled medications for pain, nausea, infection, bulk antibiotic, etc. for dispensing in the ER from pharmacy stock to patients who do not have access to a 24 hour pharmacy. (Dosages not to exceed 12 hour supply)  
**Recommendation:** Request the development of policies and procedures and present it to the Board for further discussion.

## **COMPLIANCE REPORTS**

### **Compliance Director Report**

Compliance Director Frye's delivered the compliance report orally to the Full Board.

### **Compliance Officer Reports**

Report from Compliance Officer Tim Thomas:

- Compliance Officer Thomas's monthly report is incorporated into these minutes by reference.

Report from Compliance Officer Zaneta Nunally:

- Compliance Officer Nunally's monthly report is incorporated into these minutes by reference.

Report from Compliance Officer Amy Phillips:

- Compliance Officer Phillips's monthly report is incorporated into these minutes by reference.

Report from Compliance Officer Lorena Sipe:

- Compliance Officer Sipe's monthly report is incorporated into these minutes by reference.

Report from Compliance Officer Michael Shannon:

- Compliance Officer Michael Shannon's monthly report is incorporated into these minutes by reference.

### **Probation Appearances Review**

Probationary appearances were conducted by the Compliance Officers in Room W064 of the Indiana Government Center South starting at 7:30 a.m.

- Compliance Officer Nunnally conducted the following probationary appearances, and a motion was made by Member Cover and seconded by Member Fanning to approve the following appearances:

Julie Flick  
Ryan Hendrickson  
Susan Northrup

- Compliance Officer Thomas conducted the following probationary appearances, and a motion was made by Member Cover and seconded by Member Fanning to approve the following probationary appearances:

Chanda Dodge  
Tara Feldhaus  
Penny Huizenga  
Christopher King  
Nicholas Myers

- Compliance Officer Sipe conducted the following probationary appearances, and a motion was made by Member Cover and seconded by Member Fanning to approve the following probationary appearances:

Shannon Adams  
Edward Fritz  
Mark Fritz  
Thomas Goodge  
Jason Miller  
Daniel Rushton

- Compliance Officer Phillips conducted the following probationary appearances, and a motion was made by Member Cover and seconded by Member Fanning to approve the following probationary appearances:

Jared Baker  
Dennis Flanagan  
Keith Junker

- Compliance Director Frye conducted the following probationary appearances, and a motion was made by Member Cover and seconded by Member Fanning to approve the following probationary appearances:

Gregory Miller

- The following individuals did not appear for their probationary appearances:

Jessica Soyster

A motion was made by Member Cover and seconded by Member Fanning to approve the probationary appearances, the **Motion Carried 6-0-0**.

**VI. STANDING COMMITTEE DEBRIEFING/VOTE 11:00 a.m. (or following Standing Committee Meetings) (Room W064)**

**VII. MISCELLANEOUS**

- A. Board Director Report
- B. INSPECT Report

**VIII. Old/New Business**

A. Cactus sink discussion

The Board discussed Cactus Smart Sink utilization of a staff member's email for marketing purposes. The Board instructed staff to write a letter to Cactus Smart Sink reminding them that the Board of Pharmacy does not endorse products and that promotional materials should not imply such an endorsement by including staff emails.

B. MPJE item writing

C. WDD Request -- Personal Appearance Requested

## IX. ADMINISTRATIVE HEARINGS

<b>A. In the Matter of the Indiana Pharmacy Technician Certification of Penny Huizenga, C.Ph.T.</b>	
<b>License No.</b>	67004531A
<b>Administrative Cause No.</b>	2012 IBP 0082
<b>Regarding</b>	Request to Withdraw Probation
<b>Parties Present</b>	Penny Huizenga
<b>Counsel Present</b>	Amanda Elizondo, Deputy Attorney General for the State
<b>Participating Board Members</b>	Steven Anderson, R.Ph., President William J. Cover, R.Ph., Vice President Winnie Landis, R.Ph., Member Donna S. Wall, PharmD., R.Ph., Member Del T. Fanning, R.Ph., Member Sara St. Angelo, PharmD., R.Ph., Member
<b>Witnesses for the Petitioner</b>	
<b>Witnesses for the State</b>	
<b>Case Summary</b>	Has successfully completed her criminal probation. Feels she has met all terms and conditions of her probation, and requests to have her license restored to active.
<b>Board Action</b>	A motion was made by Member Cover and seconded by Member Wall to withdraw the probation on Ms. Huizenga's Pharmacy Technician Certification.
<b>Vote</b>	Motion Carried <u>6-0-0</u>

<b>B. In the Matter of the Indiana Pharmacy Permit of Custom Med Apothecary, LLC.</b>	
<b>License No.</b>	60005496A
<b>Administrative Cause No.</b>	2013 IBP 0065
<b>Regarding</b>	Final Disciplinary Hearing
<b>Parties Present</b>	
<b>Counsel Present</b>	
<b>Participating Board Members</b>	Steven Anderson, R.Ph., President William J. Cover, R.Ph., Vice President Winnie Landis, R.Ph., Member Donna S. Wall, PharmD., R.Ph., Member Del T. Fanning, R.Ph., Member Sara St. Angelo, PharmD., R.Ph., Member
<b>Witnesses for the Petitioner</b>	
<b>Witnesses for the State</b>	
<b>Case Summary</b>	Case was continued until the March 10, 2014 agenda.
<b>Board Action</b>	
<b>Vote</b>	

**C. In the Matter of the Indiana Pharmacy Permit of Paul's LTC Pharmacy**

<b>License No.</b>	60006285A
<b>Administrative Cause No.</b>	2014 IBP 0001
<b>Regarding</b>	Final Disciplinary Hearing
<b>Parties Present</b>	Ryan Scott Anslinger- Qualifying Pharmacist- Paul's LTC Pharmacy Jacob Mayer- Owner- Paul's LTC Pharmacy
<b>Counsel Present</b>	Darren Covington, Deputy Attorney General for the State
<b>Participating Board Members</b>	Steven Anderson, R.Ph., President William J. Cover, R.Ph., Vice President Winnie Landis, R.Ph., Member Donna S. Wall, PharmD., R.Ph., Member Del T. Fanning, R.Ph., Member Sara St. Angelo, PharmD., R.Ph., Member
<b>Witnesses for the Petitioner</b>	
<b>Witnesses for the State</b>	Amy Phillips-Compliance Officer- Indiana Professional Licensing Agency
<b>Case Summary</b>	Permitted unlicensed individual to work in the pharmacy as a pharmacy technician without proper credentials.
<b>Board Action</b>	A motion was made by member Wall and seconded by Member St. Angelo to issue a \$1000 fine and a letter of reprimand.
<b>Vote</b>	Motion Carried <u>6-0-0</u>

**D. In the Matter of the Indiana Pharmacist License of Ryan Scott Anslinger, R.Ph.**

<b>License No.</b>	26020175A
<b>Administrative Cause No.</b>	2014 IBP 0002
<b>Regarding</b>	Final Disciplinary Hearing
<b>Parties Present</b>	Ryan Anslinger
<b>Counsel Present</b>	Darren Covington, Deputy Attorney General for the State
<b>Participating Board Members</b>	Steven Anderson, R.Ph., President William J. Cover, R.Ph., Vice President Winnie Landis, R.Ph., Member Donna S. Wall, PharmD., R.Ph., Member Del T. Fanning, R.Ph., Member Sara St. Angelo, PharmD., R.Ph., Member
<b>Witnesses for the Petitioner</b>	
<b>Witnesses for the State</b>	Amy Phillips- Compliance Officer- Indiana Professional Licensing Agency
<b>Case Summary</b>	Permitted unlicensed individual to work in the pharmacy as a pharmacy technician without proper credentials.
<b>Board Action</b>	A motion was made by Member Wall and Seconded by Member St. Angelo to issue a \$1000 fine and letter of reprimand.

<b>Vote</b>	Motion Carried <u>6-0-0</u>
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**E. In the Matter of the Indiana Pharmacist License of Paul S. Mayer, R.Ph.**

<b>License No.</b>	26012818A
<b>Administrative Cause No.</b>	2013 IBP 0109
<b>Regarding</b>	Final Disciplinary Hearing
<b>Parties Present</b>	Paul S. Mayer
<b>Counsel Present</b>	Darren Covington, Deputy Attorney General, for the State
<b>Participating Board Members</b>	Steven Anderson, R.Ph., President William J. Cover, R.Ph., Vice President Winnie Landis, R.Ph., Member Del T. Fanning, R.Ph., Member Sara St. Angelo, PharmD., R.Ph., Member
<b>Witnesses for the Petitioner</b>	
<b>Witnesses for the State</b>	Amy Phillips-Compliance Officer-Indiana Professional Licensing Agency Jacob Mayer- Owner- Paul's Pharmacy
<b>Case Summary</b>	Charged with having expired product in active inventory and for filling falsified prescriptions after being notified not to do so.
<b>Board Action</b>	A motion was made by Member Landis and seconded by Member St. Angelo to issue a letter of reprimand and a \$1000 fine.
<b>Vote</b>	Motion Carried <u>5-0-1</u>

**F. In the Matter of the Indiana Pharmacy Technician Certification of Deborah June Drake, C.Ph. T.**

<b>License No.</b>	67001610A
<b>Administrative Cause No.</b>	2013 IBP 0104
<b>Regarding</b>	Final Disciplinary Hearing
<b>Parties Present</b>	
<b>Counsel Present</b>	
<b>Participating Board Members</b>	Steven Anderson, R.Ph., President William J. Cover, R.Ph., Vice President Winnie Landis, R.Ph., Member Donna S. Wall, PharmD., R.Ph., Member Del T. Fanning, R.Ph., Member Sara St. Angelo, PharmD., R.Ph., Member
<b>Witnesses for the Petitioner</b>	
<b>Witnesses for the State</b>	
<b>Case Summary</b>	After the Board discussed the proposed settlement agreement, Darren Covington withdrew the proposed settlement and asked for a continuance.
<b>Board Action</b>	
<b>Vote</b>	

<b>G. In the Matter of the Indiana Pharmacy Permit of Paul's Pharmacy</b>	
<b>License No.</b>	60006286A
<b>Administrative Cause No.</b>	2013 IBP 0111
<b>Regarding</b>	Final Disciplinary Hearing
<b>Parties Present</b>	Paul S. Mayer- Qualifying Pharmacist- Paul's Pharmacy Jacob Mayer- Owner- Paul's Pharmacy
<b>Counsel Present</b>	Amanda Elizondo, Deputy Attorney General, State of Indiana Darren Covington, Deputy Attorney General, State of Indiana
<b>Participating Board Members</b>	Steven Anderson, R.Ph., President William J. Cover, R.Ph., Vice President Winnie Landis, R.Ph., Member Del T. Fanning, R.Ph., Member Sara St. Angelo, PharmD., R.Ph., Member
<b>Witnesses for the Petitioner</b>	
<b>Witnesses for the State</b>	Amy Phillips- Compliance Officer- Indiana Professional Licensing Agency
<b>Case Summary</b>	Charged with having expired product in active inventory and for filling falsified prescriptions after being notified not to do so.
<b>Board Action</b>	A motion was made by Member Landis and seconded by Member St. Angelo to place Paul's Pharmacy's Indiana Pharmacy permit on probation for no less than two years and a \$1000 fine.
<b>Vote</b>	Motion Carried <u>5-0-1</u>

<b>H. In the Matter of the Indiana Pharmacy Permit of Paul's Pharmacy East</b>	
<b>License No.</b>	60006287A
<b>Administrative Cause No.</b>	2013 IBP 0110
<b>Regarding</b>	Final Disciplinary Hearing
<b>Parties Present</b>	Scott Hodges-Qualifying Pharmacist- Paul's Pharmacy East
<b>Counsel Present</b>	Amanda Elizondo, Deputy Attorney General, State of Indiana
<b>Participating Board Members</b>	Steven Anderson, R.Ph., President William J. Cover, R.Ph., Vice President Winnie Landis, R.Ph., Member Del T. Fanning, R.Ph., Member Sara St. Angelo, PharmD., R.Ph., Member
<b>Witnesses for the Petitioner</b>	
<b>Witnesses for the State</b>	
<b>Case Summary</b>	Charged with filing fraudulent prescriptions after by notified by doctor's office not to do so.
<b>Board Action</b>	A motion was made by Member Fanning and Seconded by Member Landis to dismiss the complaint.
<b>Vote</b>	Motion Carried <u>5-0-1</u>

<b>I. In the Matter of the Indiana Pharmacist License of Richard J. Miller, R.Ph.</b>	
<b>License No.</b>	26019772A
<b>Administrative Cause No.</b>	2013 IBP 0102
<b>Regarding</b>	Notice of Proposed Default
<b>Parties Present</b>	
<b>Counsel Present</b>	Tim Weber, Attorney for the State, State of Indiana
<b>Participating Board Members</b>	Steven Anderson, R.Ph., President William J. Cover, R.Ph., Vice President Winnie Landis, R.Ph., Member Donna S. Wall, PharmD., R.Ph., Member Del T. Fanning, R.Ph., Member Sara St. Angelo, PharmD., R.Ph., Member
<b>Witnesses for the Petitioner</b>	
<b>Witnesses for the State</b>	
<b>Case Summary</b>	Diverted controlled substance by creating fake patient profiles for himself and his friend. Respondent failed to respond to the notice of proposed default.
<b>Board Action</b>	A motion was made by Member Cover and seconded by Member Wall to revoke respondent's Indiana pharmacist license.
<b>Vote</b>	Motion Carried <u>6-0-0</u>

<b>J. In the Matter of the Pharmacy Technician-In-Training Certification of Chasity Meyer, P.T.I-T.</b>	
<b>License No.</b>	99055438A
<b>Administrative Cause No.</b>	2013 IBP 0007
<b>Regarding</b>	Notice of Proposed Dismissal
<b>Parties Present</b>	
<b>Counsel Present</b>	Tim Weber, Attorney for the State, State of Indiana
<b>Participating Board Members</b>	Steven Anderson, R.Ph., President William J. Cover, R.Ph., Vice President Winnie Landis, R.Ph., Member Donna S. Wall, PharmD., R.Ph., Member Del T. Fanning, R.Ph., Member Sara St. Angelo, PharmD., R.Ph., Member
<b>Witnesses for the Petitioner</b>	
<b>Witnesses for the State</b>	
<b>Case Summary</b>	Respondent failed to appear for her scheduled probation withdraw hearings, so a notice of proposed dismissal was issued. She failed to respond to the notice of proposed dismissal in a timely manner.
<b>Board Action</b>	A motion was made by Member Cover and Seconded by Member Landis to dismiss the request to withdraw.

<b>Vote</b>	Motion Carried <u>6-0-0</u>
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## **VII. FINAL NOTES PRIOR TO ADJOURNMENT**

### **VII. ADJOURNMENT**

President Anderson adjourned the meeting at approximately 3:58PM.

**Next Scheduled Meeting:**

Regularly scheduled meeting: March 10, 2014, Room W064  
Indiana Government Center South